



**CITY COUNCIL MEETING
MARCH 27, 2001**

Date & Time	On the 27 th day of March, A.D., 2001, the City Council of the City of Fort Worth, Texas, met in regular session at 10:32 a.m. in the City Council Chamber, 1000 Throckmorton, with the following members and officers present:				
Attendance	Mayor Kenneth Barr; Mayor Pro tempore Ralph McCloud; Council Members Jim Lane, Chuck Silcox, Becky Haskin, Frank Moss, Clyde Picht, Jeff Wentworth, and Wendy Davis; City Manager Gary Jackson; City Attorney David Yett; City Secretary Gloria Pearson. With more than a quorum present, the following business was transacted.				
Invocation	The invocation was given by Reverend Raul Gutierrez, Arlington Heights United Methodist Church.				
Pledge	The Pledge of Allegiance was recited.				
Minutes	On motion of Council Member Wentworth, seconded by Council Member Silcox, the minutes of the regular meeting of March 20, 2001 were approved unanimously.				
Special Presentations	<p>Mr. Ron Barber of the Texas Industries for the Blind and Handicapped presented the "Top Ten Customer Award for the Year 2000" to the City of Fort Worth. He also introduced Messers Danny Hill and Terry Boyd. Richard Zavala, representing the Parks and Community Services Department, accepted the award on behalf of the City and stated that the award recognized the combined efforts of the community.</p> <p>Council Member Davis requested that Council Proposal No. 220 be heard at this time to allow Council Member Wentworth to depart for Austin to testify before the Legislative Committee.</p>				
C.P. # 220 Restructure Representation on City Employee Retirement Board	There was presented Council Proposal No. 220 as proposed by Council Member Wendy Davis that the City Council amend the City's Retirement Ordinance to restructure the Board of Directors of the City Employee Retirement Fund.				
Carol Eicher, Delores Strain	<p>The following individuals appeared before Council in support of the Council Proposal:</p> <table><tr><td>Ms. Carol Eicher</td><td>1766 Oak Hill Road</td></tr><tr><td>Ms. Delores B. Strain</td><td>5135 Fletcher Avenue</td></tr></table>	Ms. Carol Eicher	1766 Oak Hill Road	Ms. Delores B. Strain	5135 Fletcher Avenue
Ms. Carol Eicher	1766 Oak Hill Road				
Ms. Delores B. Strain	5135 Fletcher Avenue				

Jim Tate

Mr. Jim Tate, 417 N. Retta, representing the Fort Worth Professional Firefighters Association and the Police Officers' Association, appeared before Council in opposition to the Council Proposal.

Council Member Davis made a motion, seconded by Council Member Wentworth, that the recommendation be adopted.

Council Member Lane made a substitute motion, seconded by Council Member Silcox, that the Council Proposal be approved with the following changes: the Finance Director become a permanent non-voting member; no term limits be imposed; and the Chairman position rotate every two years between public safety employees, active and retired, and general employees. The motion failed by the following vote:

AYES: Mayor Pro tempore McCloud; Council Members Lane, Silcox, and Moss

NOES: Mayor Barr; Council Members Haskin, Picht, Wentworth, and Davis

ABSENT: None

The original motion carried by the following vote:

AYES: Mayor Barr; Mayor Pro tempore McCloud; Council Members Haskin, Picht, Wentworth, and Davis

NOES: Council Members Lane, Silcox, and Moss

ABSENT: None

Council Member Wentworth excused himself from the table at this time.

Ms. Mary Weaver, Director of International Business Development, introduced Mr. Robert Jaguaribe, Minister-Counselor, Brazilian Embassy, Washington, D.C. Mr. Jaguaribe stated that he looked forward to the establishing a business relationship with Texas. Mayor Barr presented him with a Key to the City.

Mr. Ken Deveroe, representing Downtown Fort Worth Inc. presented the Texas Downtown Association President's Community Spirit Award for the Fort Worth TUFF (Team United for the Future) Campaign. Fort Worth TUFF received this award for its response efforts after the March 28, 2000 tornado.

Announcements

Council Member Lane announced that Paulie Ayala would be defending his boxing title Friday at Will Rogers Coliseum and invited all of Fort Worth's fans to attend or watch it on television if they could and wished him good luck. He also stated that today's meeting was Assistant City Manager Ramon Guajardo's last City Council meeting before his retirement. Mr. Lane expressed his appreciation to Mr. Guajardo for his friendship and leadership in helping the north side community accomplish so many of their goals.

Mayor Pro tempore McCloud announced that there would be a reception honoring Ramon tonight at Meacham Field Terminal Building from 5:30 p.m. to 7:30 p.m., and also announced that a Police Forum would be held tonight at 7:00 p.m. at Hillside Community Center, 1201 E. Maddox, and invited everyone interested to attend.

Council Member Silcox also expressed his appreciation to Mr. Guajardo for his dedicated service to the City and stated that he would be taking a tremendous amount of experience with him.

**Continued/
Withdrawn By Staff**

City Manager Jackson requested that Mayor and Council Communication P-9318 be withdrawn from the agenda. He stated that this issue would be placed on a future agenda after the item had been rebid.

Consent Agenda

On motion of Council Member Haskin, seconded by Council Member Davis, the consent agenda was adopted unanimously.

**Res. # 2718
DFW Public Facility
Improvement
Corporation Bonds**

There was presented Resolution No. 2718 approving the issuance and sale of Dallas-Fort Worth International Airport Public Facility Improvement Corporation Airport Hotel Revenue Bonds, Series 2001 if specified parameters are met; making

certain findings; and approving documents related thereto. Council Member Silcox made a motion, seconded by Mayor Pro tempore McCloud, that the recommendation be adopted. The motion carried unanimously.

**C.P. # 219
Repeal ETJ
Reference in
Neighborhood and
Community Park
Dedication Policy**

There was presented Council Proposal No. 219 as proposed by Council Member Jeff Wentworth that the City Council repeal all requirements of the Neighborhood and Community Park Dedication Policy for areas within the City's extraterritorial jurisdiction. On behalf of Council Member Wentworth, Council Member Davis made a motion, seconded by Council Member Silcox, that the recommendation be adopted with the following amendments:

Change the language in the proposal to read: It is proposed that the City Council adopt a moratorium on all requirements of the Neighborhood and Community Park Dedication Policy for areas within the City's extraterritorial jurisdiction (ETJ). The moratorium is to be in place upon adoption of this policy and terminate on July 1, 2001.

Insert the following as paragraph 2 in the Discussion: The proposed moratorium will permit further review of the Park Dedication Policy in the ETJ especially as it relates to the large lot subdivisions.

The motion carried unanimously.

**OCS-1200
Claims**

There was presented Mayor and Council Communication No. OCS-1200 from the Office of the City Secretary recommending that the City Council refer notices of claims regarding alleged damages and/or injuries to the Risk Management Department. It was the consensus of the City Council that the recommendation be adopted.

**G-13184
Ord. # 14559
Appoint Substitute
Judges**

There was presented Mayor and Council Communication No. G-13184 from the City Manager recommending that the City Council adopt Ordinance No. 14559 appointing Marvin L. Maloney, Faye Harden, Yolanda A. Bernal, Sydney A. Beckman, Gerald A. Bates, Charles F. Berger, Michael S. Newman, Ingrid S. Stromberg and Edward B. Valverde as substitute Municipal

Judges for a one-year term commencing April 5, 2001 and ending March 31, 2002 or until a successor is qualified and appointed in accordance with state law. It was the consensus of the City Council that the recommendation be adopted.

**G-13185
Approve Partial
Historic Site Tax
Exemption for 2253
Alston Avenue, 1412
S. Henderson
Street, 1617 and
2260 Fairmount
Street, and 1420 S.
Adams**

There was presented Mayor and Council Communication No. G-13185 from the City Manager recommending that the City Council approve the owners' applications for Historic and Cultural Landmark partial historic site tax exemptions for 2253 Alston Avenue, 1412 South Henderson Street, 1617 and 2260 Fairmount Street, and 1420 South Adams Street located in the Fairmount Southside Historic District. It was the consensus of the City Council that the recommendation be adopted.

**G-13186
Ord. # 14560
Supplemental
Appropriation of
Funds to Continue
Education and
Training for Fire
Department
Investigators**

There was presented Mayor and Council Communication No. G-13186 from the City Manager recommending that the City Council:

1. Accept funds in the amount of \$4,241.47 from the Texas Comptroller of Public Accounts to provide continuing education and training to persons licensed under Chapter 415 of the Texas Government Code; and
2. Adopt Appropriation Ordinance No. 14560 increasing the estimated receipts and appropriations in the Special Trust Fund in the amount of \$4,241.47 from available funds for the purpose of funding continuing education and training for the Fire Department's Fire Investigators.

It was the consensus of the City Council that the recommendation be adopted.

**G-13187
Ord. # 14561
Funding for "Care
for Cowtown Air"
Program**

There was presented Mayor and Council Communication No. G-13187 from the City Manager recommending that the City Council:

1. Authorize the City Manager to accept an \$800.00 mini-grant from the Texas Commission on the Arts for the "Care for Cowtown Air" program; and

- 2. Adopt Supplemental Appropriation Ordinance No. 14561 increasing the estimated receipts and appropriations in the General Fund in the amount of \$800.00 from available funds for the purpose of funding the “Care for Cowtown Air” kick-off event.**

It was the consensus of the City Council that the recommendation be adopted.

**G-13188
Ord. # 14562
Ord. # 14563
Fund Engineering
Agreement for
Spinks Airport Self-
Fueling Island**

There was presented Mayor and Council Communication No. G-13188 from the City Manager recommending that the City Council:

- 1. Adopt Supplemental Appropriation Ordinance No. 14562 appropriating \$17,833.00 to General Fund and decreasing the unreserved, undesignated fund balance by the same amount for the purpose of providing funding for an Engineering Agreement with Carter & Burgess, Inc., for the Spinks Airport Self-Fueling Island; and**
- 2. Transfer \$17,833.00 from the General Fund to the Municipal Airports Fund; and**
- 3. Adopt Appropriation Ordinance No. 14563 increasing the estimated receipts and appropriations in the Municipal Airport Fund in the amount of \$17,833.00 from available funds for the purpose of funding an Engineering Agreement with Carter & Burgess, Inc., for the Spinks Airport Self-Fueling Island; and**
- 4. Authorize the City Manager to pay Carter & Burgess, Inc. for work completed under City Secretary Contract No. 26346 executed in November 2000.**

It was the consensus of the City Council that the recommendation be adopted.

**G-13189
Ord. # 14564
Payment to
Standing Steering
Committee of TXU
Electric Service
Area Cities to Fund
Participation in
Cases at the Texas
Public Utility
Commission**

There was presented Mayor and Council Communication No. G-13189 from the City Manager recommending that the City Council:

1. Adopt Supplemental Appropriation Ordinance No. 14564 appropriating \$51,615.00 to the General Fund and decreasing the unreserved, designated fund balance by the same amount for the purpose of providing funding to the Standing Steering Committee of the TXU Service Area cities for participation in dockets and rate cases at the Texas Public Utility Commission; and
2. Authorize the City Manager to pay the Steering Committee of TXU Electric Service Area Cities the sum of \$51,615.00 to fund participation in current and upcoming dockets and rulemakings at the Texas Public Utility Commission.

Council Member Davis made a motion, seconded by Mayor Pro tempore McCloud, that the recommendation be adopted. The motion carried unanimously.

Public Hearing

It appeared that the City Council set today as the date for a public hearing for FY2001-2002 Consolidated Action Plan Grant Application for submission to the U. S. Department of Housing and Urban Development. Mayor Barr asked if there was anyone present desiring to be heard.

Ms. Diedra Emerson, representing Intergovernmental Affairs/Grants Management, appeared before Council, gave a staff report, and called attention to Mayor and Council Communication No. G-13190, as follows:

**G-13190
Ord. # 14565
FY2001-2002 CAP
Grant Application
for Submission to
U.S. Department of
HUD**

There was presented Mayor and Council Communication No. G-13190 from the City Manager recommending that the City Council:

1. Authorize the City's Consolidated Action Plan grant application for submission to the U.S. Department of Housing and Urban Development; and
2. Authorize the use of \$616,000.00 in estimated program income from the interest earned and Revolving Loan

Fund; and

- 3. Adopt Ordinance No. 14565 increasing the estimated receipts and appropriations in the Grant Fund in the amount of \$12,649,000.00 subject to the receipt of the grant from the U.S. Department of Housing and Urban Development for the purpose of funding the 2001-2002 Consolidated Action Plan; and**
- 4. Authorize indirect cost rates, as applicable, for the Grants Fund in accordance with the City's Administrative Regulation 3-15.**

There being no one else present desiring to be heard, Council Member Silcox made a motion, seconded by Council Member Davis, that the public hearing be closed and that the recommendation be adopted. The motion carried unanimously.

**P-9318
Withdrawn**

It was the consensus of the City Council that Mayor and Council Communication No. P-9318, dated March 20, 2001, Purchase of Commercial Treadmills from Body Works Fitness Equipment for the Fire Department, be withdrawn from the agenda.

**P-9322
Purchase of Sand
Mix**

There was presented Mayor and Council Communication No. P-9322 from the City Manager recommending that the City Council authorize the purchase of coarse and fine grades sand mix from Unifilt Corporation for the Water Department based on the sole bid received of \$22,518.00; payment of total invoice is due 30 days after receipt of the invoice, and freight is included in the unit price. It was the consensus of the City Council that the recommendation be adopted.

**P-9323
Purchase
Agreement for
Grass Sprigs**

There was presented Mayor and Council Communication No. P-9323 from the City Manager recommending that the City Council authorize a purchase agreement for golf course grass sprigs with Southwest Turfgrass Farm for the Parks and Community Services Department/Golf Fund based on the low bid of unit prices, with payments due 30 days after date of the invoice, and authorize this agreement to begin March 27, 2001, and expire March 26, 2002, with options to renew for two successive one-year periods. It was the consensus of the City Council that the recommendation be adopted.

**P-9324
Purchase
Agreements for
Agricultural
Fertilizer**

There was presented Mayor and Council Communication No. P-9324 from the City Manager recommending that the City Council authorize purchase agreements for agricultural fertilizer for the Parks and Community Services Department from multiple vendors based on the low bid by line item for a grand total of \$74,570.00, with payment due 30 days from the date of the invoice and authorize the agreements to begin March 27, 2001, and expire March 26, 2002. It was the consensus of the City Council that the recommendation be adopted.

**P-9325
Purchase
Agreement for Fire
Extinguishers Sales
and Services**

There was presented Mayor and Council Communication No. P-9325 from the City Manager recommending that the City Council authorize a purchase agreement with Kimbrough Fire Extinguisher Company for fire extinguisher sales and services based on the low overall total bid received with payments due 15 days after receipt of the invoice and authorize the agreement to begin April 3, 2001, and expire April 2, 2002, with two one-year options to renew. It was the consensus of the City Council that the recommendation be adopted.

**P-9326
Purchase of
Bromate/Bromide
Analyzer and
Service Agreement**

There was presented Mayor and Council Communication No. P-9326 from the City Manager recommending that the City Council authorize the purchase of a Bromate/Bromide Analyzer with a one-year service agreement from Dionex Corporation for the Water Department Laboratory Services Division, on the basis of documented sole source for \$81,225.40 and shipping cost will be prepaid and added to the invoice with payments due 30 days after the date of the invoice. It was the consensus of the City Council that the recommendation be adopted.

**P-9327
Purchase
Agreement for
Clarifier Parts and
Repair Services**

There was presented Mayor and Council Communication No. P-9327 from the City Manager recommending that the City Council authorize a purchase agreement for WesTech Clarifier parts and repair services with WesTech Engineering, Inc. for the Water Department based on the sole source bid of manufacturer's list prices with shipping costs prepaid and added to the invoice; payment due 30 days from the date of the invoice; and authorize this agreement to begin April 1, 2001, and expire March 31, 2002, with options to renew for two additional one-year periods. It was the consensus of the City Council that the recommendation be adopted.

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| P-9328
Purchase of Organic
Carbon Analyzer | There was presented Mayor and Council Communication No. P-9328 from the City Manager recommending that the City Council authorize the sole source purchase of a Total Organic Carbon Analyzer with Shimadzu Scientific Instruments, Inc. for the Water Department, Laboratory Services Division, for an amount not to exceed \$24,119.00, which includes the \$4,402.00 trade-in and removal of the existing equipment and the shipping cost will be prepaid and added to the invoice with payments due 30 days after the date of the invoice. It was the consensus of the City Council that the recommendation be adopted. |
| L-13018
Approve Disposal of
Surplus Right-of-
Way | There was presented Mayor and Council Communication No. L-13018 from the City Manager recommending that the City Council concur with the state's plan to dispose of right-of-way which lies at the southeast corner of the intersection of State Highway 183 (Alta Mere Drive) and Spur 580 (Weatherford Highway) Tract 4-99, within the limits of the City of Fort Worth, in accordance with the established laws and regulations of the State of Texas. It was the consensus of the City Council that the recommendation be adopted. |
| L-13019
Accept Permanent
Utility Easement | There was presented Mayor and Council Communication No. L-13019 from the City Manager recommending that the City Council approve the acceptance of one permanent utility easement described as Lot 9, Block 107, Park Glen Addition, Tarrant County, Texas, from Centex Homes for the construction and maintenance of utilities to serve the property and surrounding areas (DOE 2457) for a cost of \$1.00. It was the consensus of the City Council that the recommendation be adopted. |
| L-13020
Accept Dedication
Deed | There was presented Mayor and Council Communication No. L-13020 from the City Manager recommending that the City Council approve the acceptance of a dedication deed without warranty and further described as Tract I and Tract II, part of B. B. & C. Railroad Company Survey, Abstract 221, Tarrant County, from Lake Country Estates, Inc. for the expansion and rehabilitation of an existing sanitary sewer lift station for a cost of \$10.00. It was the consensus of the City Council that the recommendation be adopted. |

**L-13021
Accept Permanent
Drainage and Utility
Easement**

There was presented Mayor and Council Communication No. L-13021 from the City Manager recommending that the City Council approve the acceptance of one permanent drainage and utility easement and further described as Lot 32, Block 20, Lake Country Estates Addition, Tarrant County, Texas, from Don and Rhonda Wilson for the purpose of installing, repairing, maintaining, altering, replacing, relocating, rebuilding, and operating drainage and utility facilities over, under and across property at 7501 Woodside Hill Court (DOE 3228) for a cost of \$1.00. It was the consensus of the City Council that the recommendation be adopted.

**L-13022
Accept Permanent
Easement**

There was presented Mayor and Council Communication No. L-13022 from the City Manager recommending that the City Council approve the acceptance of one permanent easement and further described as A-1690, Samuel P. William Survey, Tarrant County, Texas, from Hillwood Alliance Residential L.P., required for the construction and maintenance of a sewer line (DOE 3198) for a cost of \$1.00. It was the consensus of the City Council that the recommendation be adopted.

**C-18509
Fort Worth
Transportation
Authority**

There was presented Mayor and Council Communication No. C-18509 from the City Manager recommending that the City Council authorize the City Manager to execute an Interlocal Agreement with the Fort Worth Transportation Authority allowing them to join the City's Local Government Trunked Radio System. It was the consensus of the City Council that the recommendation be adopted.

**C-18510
Texas Local
Government
Statewide
Purchasing
Cooperative**

There was presented Mayor and Council Communication No. C-18510 from the City Manager recommending that the City Council approve the agreement for the City of Fort Worth to join the Texas Local Governmental Purchasing Cooperative (Co-op) and authorize the agreement to begin April 3, 2001, and remain in force until such time as the agreement is cancelled by mutual consent of the City of Fort Worth and the Co-op. It was the consensus of the City Council that the recommendation be adopted.

**C-18511
Ord. # 14566
J. L. Bertram
Construction &**

There was presented Mayor and Council Communication No. C-18511 from the City Manager recommending that the City Council:

Engineering, Inc.

- 1. Authorize the City Manager to transfer \$777,990.99 from the Water and Sewer Operating Fund to the Water Capital Project Fund in the amount of \$582,968.00, and the Sewer Capital Project Fund in the amount of \$195,022.99; and**
- 2. Adopt Appropriation Ordinance No. 14566 increasing the estimated receipts and appropriations in the Water Capital Project Fund in the amount of \$582,968.00 and in the Sewer Capital Project Fund in the amount of \$195,022.99 from available funds for the purpose of funding a contract with J. L. Bertram Construction & Engineering, Inc., for HMAC Surface Overlay 2000-12 at various locations; and**
- 3. Authorize the City Manager to execute a contract with J. L. Bertram Construction and Engineering, Inc. in the amount of \$1,394,581.98 for 240 working days for HMAC Surface Overlay 2000-12.**

It was the consensus of the City Council that the recommendation be adopted.

**C-18512
Ord. # 14567
TxDOT**

There was presented Mayor and Council Communication No. C-18512 from the City Manager recommending that the City Council:

- 1. Adopt Appropriation Ordinance No. 14567 increasing the estimated receipts and appropriations in the Street Improvements Fund in the amount of \$16,473.84 from the Texas Department of Transportation (TxDOT) for the purpose of funding an agreement with the Texas Department of Transportation for the furnishing of traffic signal equipment by a municipality at the following locations: FM157/Pipeline Road, FM157/Trinity Boulevard and FM157/Calloway Cemetery Road; and**
- 2. Authorize the City Manager to execute an agreement with TxDOT for the furnishing of traffic signal equipment by a municipality at the following intersections: FM157/Pipeline Road, FM157/Trinity Boulevard and FM157/Calloway Cemetery Road for an amount of \$16,473.84.**

It was the consensus of the City Council that the recommendation be adopted.

**C-18513
Change Order #2 –
CSC # 25520
Kebo Services, Inc.**

There was presented Mayor and Council Communication No. C-18513 from the City Manager recommending that the City Council authorize the City Manager to execute Change Order No. 2 to City Secretary Contract No. 25520 with Kebo Services, Inc. for Main 219 Drainage Area Sanitary Sewer Rehabilitation and Improvements (Group 3, Contract 1), Part 7, Unit 3, in the amount of \$81,699.00 to pay for increased pay item quantities, thereby increasing the contract amount to \$615,546.88. It was the consensus of the City Council that the recommendation be adopted.

**C-18514
Ord. # 14568
William J. Schultz,
Inc. dba Circle "C"
Construction
Company**

There was presented Mayor and Council Communication No. C-18514 from the City Manager recommending that the City Council:

- 1. Authorize the transfer of \$750,177.00 from the Water and Sewer Operating Fund to the Sewer Capital Project Fund; and**
- 2. Adopt Appropriation Ordinance No. 14568 increasing the estimated receipts and appropriations in the Sewer Capital Project Fund in the amount of \$750,177.00 from available funds for the purpose of funding a contract with William J. Schultz, Inc. d/b/a Circle "C" Construction for Sanitary Sewer Rehabilitation Pipe Enlargement Contract 2001A; and**
- 3. Authorize the City Manager to execute a contract with William J. Schultz, Inc. d/b/a Circle "C" Construction Company in the amount of \$677,735.00 for Sanitary Sewer Rehabilitation Pipe Enlargement Contract 2001A.**

It was the consensus of the City Council that the recommendation be adopted.

**C-18515
Terminate Contract
with Whizcon
Utilities, Inc. and
Award to Cleburne
Utility Construction,
Inc.**

There was presented Mayor and Council Communication No. C-18515 from the City Manager recommending that the City Council authorize the City Manager to terminate the contract with Whizcon Utilities, Inc. for Main 21 Drainage Area Sanitary Sewer System Rehabilitation and Improvements (Group 7, Contract 3) Part 8, Units 2 and 3, and execute a contract with Cleburne Utility Construction, Inc. in the amount of \$582,840.00 for Main 21 Drainage Area Sanitary Sewer System Rehabilitation and Improvements (Group 7, Contract 3) Part 8, Units 2 and 3. It was the consensus of the City Council that the recommendation be adopted.

**C-18516
Ord. # 14569
William J. Schultz
Inc. dba Circle "C"
Construction
Company**

There was presented Mayor and Council Communication No. C-18516 from the City Manager recommending that the City Council:

1. Authorize the City Manager to transfer \$508,482.00 from the Water and Sewer Operating Fund to the Sewer Capital Project Fund; and
2. Adopt Appropriation Ordinance No. 14569 increasing the estimated receipts and appropriations in the Sewer Capital Project Fund in the amount of \$508,482.00 from available funds for the purpose of funding a contract with William J. Schultz, Inc. d/b/a Circle "C" Construction Company for Sanitary Sewer Rehabilitation Contract XLVI (46), Part 2; and
3. Authorize the City Manager to execute a contract with William J. Schultz, Inc. d/b/a/ Circle "C" Construction Company in the amount of \$453,482.00 for Sanitary Sewer Rehabilitation Contract No. XLVI (46), Part 2.

It was the consensus of the City Council that the recommendation be adopted.

**C-18517
Interlocal
Agreement with
TxDOT**

There was presented Mayor and Council Communication No. C-18517 from the City Manager recommending that the City Council authorize the City Manager to execute an Interlocal Agreement between the Police Department and the Texas Department of Transportation (TxDOT) to provide reimbursement for enforcement activity at state maintenance projects. It was the consensus of the City Council that the

recommendation be adopted.

**C-18518
Ord. # 14570
Eagle
Environmental and
Construction
Services, L.P.**

There was presented Mayor and Council Communication No. C-18518 from the City Manager recommending that the City Council:

1. Approve the transfer of \$30,000.00 in undesignated funds in the Environmental Management Operating Fund to the XL Project in the Environmental Management Project Fund; and
2. Adopt Appropriation Ordinance No. 14570 increasing the estimated receipts and appropriations in the Environmental Management Project Fund in the amount of \$30,000.00 from available funds for the purpose of funding a contract with Eagle Environmental and Construction Services, L.P. for demolition of 2615 Ennis Avenue in connection with Project XL; and
3. Authorize the City Manager to execute a contract with Eagle Environmental and Construction Services, L.P. for demolition of 2615 Ennis Avenue at a total cost not to exceed \$30,000.00 in connection with Project XL.

It was the consensus of the City Council that the recommendation be adopted.

**C-18519
Ord. # 14571
Materials Analytical
Services, Inc.**

There was presented Mayor and Council Communication No. C-18519 from the City Manager recommending that the City Council:

1. Approve the transfer of \$25,000.00 in undesignated funds in the Environmental Management Operating Fund to the XL Project in the Environmental Management Project Fund; and
2. Adopt Appropriation Ordinance No. 14571 increasing the estimated receipts and appropriations in the Environmental Management Project Fund in the amount of \$25,000.00 from available funds for the purpose of funding a contract with Materials Analytical Services, Inc. for Environmental Laboratory Services for Project XL; and

- 3. Authorize the City Manager to execute a contract with Materials Analytical Services, Inc. for environmental laboratory services at a total cost not to exceed \$25,000.00 in connection with Project XL.**

It was the consensus of the City Council that the recommendation be adopted.

**C-18520
Unified Services of
Texas, Inc.**

There was presented Mayor and Council Communication No. C-18520 from the City Manager recommending that the City Council authorize the City Manager to execute a contract with Unified Services of Texas, Inc. for annual Stage II and integrity testing of City-owned petroleum storage tanks and authorize this contract to begin April 1, 2001, and expire March 31, 2002, with two additional options to renew at an annual estimated cost of \$19,000.00. It was the consensus of the City Council that the recommendation be adopted.

**C-18521
Ord. # 14572
Waste Management
Industrial Services,
Inc.**

There was presented Mayor and Council Communication No. C-18521 from the City Manager recommending that the City Council:

- 1. Approve the transfer of \$14,900.00 in undesignated funds in the Environmental Management Operating Fund to the XL Project in the Environmental Management Project Fund; and**
- 2. Adopt Appropriation Ordinance No. 14572 increasing the estimated receipts and appropriations in the Environmental Management Project Fund in the amount of \$14,900.00 from available funds for the purpose of funding a contract with Waste Management Industrial Services for waste disposal on Project XL; and**
- 3. Authorize the City Manager to execute a contract with Waste Management Industrial Services, Inc. for disposal waste services at a total cost not to exceed \$14,900.00 in connection with Project XL.**

It was the consensus of the City Council that the recommendation be adopted.

**C-18522
Operating
Agreement with Fort
Worth Business
Assistance Center**

There was presented Mayor and Council Communication No. C-18522 from the City Manager recommending that the City Council:

1. Authorize the City Manager to execute a sales agreement between the City and the James E. Guinn School Limited Partnership (Partnership) for the sale of the James E. Guinn Middle School Building for \$3,650,145.00; and
2. Authorize the execution of all necessary documents to finalize the sale and secure the City's interest; and
3. Authorize the City Manager to enter into a ground lease for the land under and surrounding the James E. Guinn Middle School Building and the parking lot to the Partnership for 50 years; and
4. Authorize the City Manager to enter in an operating agreement with the Fort Worth Business Assistance Center to manage the building for \$173,000.00 per year; and
5. Authorize the City Manager to execute the necessary documents to loan \$90,500.00 to the BAC for three months to pay the following expenses:
 - a) \$37,000.00 for the phone system at the James E. Guinn Middle School;
 - b) \$16,000.00 for the cost of the move to the James E. Guinn Middle School;
 - c) \$37,500.00 to cover the first three months operating expenses of the building.

Mayor Pro tempore McCloud made a motion, seconded by Council Member Silcox, that the recommendation be adopted. The motion carried unanimously.

**C-18523
Amend CSC # 20174
- Mental Health
Housing
Development
Corporation**

There was presented Mayor and Council Communication No. C-18523 from the City Manager recommending that the City Council authorize the City Manager to amend City Secretary Contract No. 20174 with the Mental Health Housing Development Corporation to allow the assumption of a HOME

funded loan by the William C. Jennings Company. Council Member Lane made a motion, seconded by Council Member Davis, that the recommendation be adopted. The motion carried unanimously.

Public Hearing

It appeared that the City Council set today as the date for a public hearing concerning adoption of a resolution establishing Fort Worth Public Improvement District No. 9 (Parkwood Hill Area), and authorize the City Manager to enter into a contract for management services in the District. Mayor Barr asked if there was anyone present desiring to be heard.

Linda Brown, Deputy City Treasurer, appeared before the City Council, gave a staff report, and called attention to Mayor and Council Communication No. C-18524, as follows:

**C-18524
Continued for 60
Days (May 29, 2001)**

There was presented Mayor and Council Communication No. C-18524 from the City Manager recommending that the City Council:

1. Hold a public hearing concerning the following matters:

- The advisability of establishing the proposed district; and
- The general nature of the proposed improvements and/or services; and
- The estimated cost of improvements and/or services; and
- The proposed boundaries of the district; and
- The proposed method of assessment; and
- The proposed apportionment of costs between the improvement district and the City as a whole; and

2. Adjourn such public hearing; and

3. Adopt the proposed resolution which:

- **Makes certain findings concerning the nature and advisability of the improvements and/or services to be provided by the district, the estimated costs, the boundaries of the district, the method of assessment, and the apportionment of costs between the district and the City as a whole; and**
 - **Establishes a public improvement district under the Public Improvement District Assessment Act (the Act) (V.T.C.A, Local Government Code, Section 372.001 et seq.) to be known as the Fort Worth Improvement District No. 9; and**
 - **Authorizes the City to execute the powers granted by the Act in connection with the establishment of a public improvement district; and**
 - **Directs the City Secretary to publish notice of the establishment of the district as required by the Act; and**
- 4. Authorize the City Manager to enter into a contract with a management company to provide management services to the district.**

Council Member Haskin stated that she had discussed development of the PID with Lumberman's over a year ago and that it should contain similar amenities as the PID in Park Glen.

Steven Bishop

Mr. Steven Bishop, representing Lumberman's, responded to Mayor Barr's inquiry regarding if buyers who purchased homes in this area were aware of the PID. Mr. Bishop stated that there was a clause in the contract with the builders that reflected new homeowners were to be advised of the development of the PID.

**Robert Frazier,
Mike Voorhies,
Youngson Ortun,
Rikk Wilde**

The following citizens appeared before Council in opposition of establishing the PID and expressed concerns relative to imposition of additional fees for maintenance of the PID and insufficient notification to the property owners of this public hearing.

Mr. Robert Frazier	7916 Durgans Hill Court
Mr. Mike Voorhies	7925 Durgans Hill Court
Ms. Youngson Ortun	5537 Lawnsberry Drive
Mr. Rikk Wilde	7905 Durgans Hill Court

Ms. Brown advised the Council of the cost to residents to maintain the PID and stated that the cost would be \$.21 per valuation and added that a \$100,000.00 home would be taxed \$210.00.

Robert Frazier

Mr. Frazier stated that the homes in his area cost over \$200,000.00 and that the PID fee would impose an approximately \$450.00 per month in addition to the \$360.00 per month that residents already pay the homeowner's association.

There being no one else present desiring to be heard, Council Member Haskin made a motion, seconded by Council Member Silcox, that Lumberman's conduct meetings with residents of the area to address concerns relative to development of the PID, and that the public hearing be continued for 60 days. The motion carried unanimously.

Council Member Haskin excused herself from the table at this time.

C-18525
Huitt-Zollars, Inc.

There was presented Mayor and Council Communication No. C-18525 from the City Manager recommending that the City Council authorize the City Manager to transfer \$236,564.00 from the Community Development Block Grant unprogrammed funds for use on the Evans Avenue Urban Design Project and to execute an engineering services agreement with Huitt-Zollars, Inc. to prepare construction plans and specifications for the Evans Avenue Urban Design Project from Rosedale Street to Terrell Avenue for a lump sum fee of \$236,564.00. Council Mayor Pro tempore McCloud made a motion, seconded by Council Member Silcox, that the recommendation be adopted. The motion carried unanimously.

C-18526
Ord. # 14573
Accept
Sponsorships for
"Care for Cowtown

There was presented Mayor and Council Communication No. C-18526 from the City Manager recommending that the City Council:

1. Authorize the City Manager to accept \$8,250.00 in cash

Air”

**sponsorships for the “Care for Cowtown Air” program;
and**

- 2. Adopt Supplemental Appropriation Ordinance No. 14573 increasing the estimated receipts and appropriations in the General Fund in the amount of \$8,250.00 from available funds for the purpose of funding the “Care for Cowtown Air” program; and**
- 3. Authorize the City Manager to accept donated services sponsorships valued at \$12,000.00.**

Council Member Silcox made a motion, seconded by Council Member Davis, that the recommendation be adopted. The motion carried unanimously.

Council Member Davis expressed appreciation to the following companies who sponsored the program:

**Burlington Northern Santa Fe Railway
Bell Helicopter Textron, Inc.
Motorola
Lockheed Martin Corporation
Blue Mountain Energy
City Center Development Company
Alcon Laboratories
Fort Worth Business Press**

**C-18527
Amend CSC # 18454
– Fort Worth
Zoological
Association**

There was presented Mayor and Council Communication No. C-18527 from the City Manager recommending that the City Council authorize the City Manager to execute an amendment to City Secretary Contract No. 18454 with the Fort Worth Zoological Association to increase the amount and change the method of contract payments. Council Member Silcox made a motion, seconded by Council Member Lane, that the recommendation be adopted. The motion carried unanimously.

**C-18528
Ord. # 14574
Carter & Burgess**

There was presented Mayor and Council Communication No. C-18528 from the City Manager recommending that the City Council:

- 1. Authorize the City Manager to accept a grant, if awarded, from the Federal Aviation Administration in the amount of \$1,476,859.00 for Phase I of the Program Management**

Services; and

- 2. Adopt Appropriation Ordinance No. 14574 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$1,476,859.00 subject to receipt of the funds from the Federal Aviation Administration for the purpose of funding a contract with Carter & Burgess for consultation on the Runway Expansion Project at Alliance Airport; and**
- 3. Authorize award of a Program Manager Contract to Carter & Burgess in the amount of \$1,329,173.00 for Phase I (Preliminary Design and Environmental Assessment) of the Program Management Services at Alliance Airport.**

Council Member Lane made a motion, seconded by Council Member Picht, that the recommendation be adopted. The motion carried unanimously.

**Citizen
Presentations
Riley Cantrell**

Mr. Riley Cantrell, 2300 Sundrop Court, appeared before the City Council concerning the Fort Worth Police Department Digital Technology.

Council Member Silcox informed Mr. Cantrell that Council had received his letter and petition from his neighborhood and that it had been forwarded to the Safety and Community Development Committee for review.

Council Member Picht asked staff to research the agreement with contractors to ascertain if the City required them to perform clean up of the site.

Yolanda Eidson

Ms. Yolanda Eidson, 3015 Ellis Avenue, appeared before Council requesting their assistance on trash pick up on the north side of the City, roosters not being contained in cages, and pick up of barricades used for a previous event. She also informed Council of their proposed Cleanup scheduled for April 7, 2001 on the Northside.

Executive Session

It was the consensus of the City Council that they recess into Executive Session at 11:56 a.m. to seek the advice of its attorneys concerning the following pending or contemplated

litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules:

- a) S.N. Livingston, et al v. City of Fort Worth, Cause No. 352-176354-98;**
- b) Fort Worth Professional Fire Fighters Association, Jim Tate, J. R. Sullivan, Landon Stallings, Pat Vasquez, and Don Westmoreland, Jr., vs. City of Fort Worth, Cause No. 17-185635-00;**
- c) Bradley W. Hickey, et al v. City of Fort Worth, Cause No. 348-185345-00;**
- d) City of Fort Worth v. Collins and Dean, Cause No. 141-182361-00;**
- e) Collins and Dean vs. City of Fort Worth and Employee Retirement Fund of the City of Fort Worth, Cause No. 141-181434-00;**
- f) City of Fort Worth v. Infinity Outdoor, Inc., Cause No. 2000-004459-2;**
- g) Fort Worth I.S.D. v. City of Fort Worth and Southwestern Bell Telephone Company, Cause No. 348-156227-94;**
- h) Legal issues concerning City-initiated zoning changes;**
- i) Legal issues concerning any City Council agenda item;**

as authorized by Section 551.071 of the Texas Government Code.

Reconvened

The City Council reconvened into regular session at 1:20 pm.

Adjournment

There being no further business, the meeting was adjourned at 1:20 p.m.

**CITY COUNCIL MEETING
FORT WORTH, TEXAS
MARCH 27, 2001
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